

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NORTH DAKOTA

SOPHIA WILANSKY,

Plaintiff,

vs.

PAUL D. BAKKE, in his personal capacity;
THOMAS M. GROSZ, in his personal
capacity; MATTHEW J. HANSON, in his
personal capacity; MICHAEL W.
HINRICHS, in his personal capacity;
TRAVIS A. NELSON, in his personal
capacity; JOSHUA W. RODE, in his personal
capacity; EVAN M. SAVAGEAU, in his
personal capacity; TRAVIS M. SKAR, in his
personal capacity; GLEN G. TERNES, in his
personal capacity; JUSTIN W. WHITE, in his
personal capacity; DEREK J. ARNDT, in his
personal capacity; KYLE KIRCHMEIER, in
his official capacity; and MORTON
COUNTY, NORTH DAKOTA,

Defendants.

**MOTION TO DISMISS AMENDED
COMPLAINT**

Case No. 3:23-cv-00142

State Defendants Paul Bakke, Michael Hinrichs, Travis Nelson, Joshua Rode, Evan Savageau, Travis Skar, and Derek Arndt, move this Court under Fed. R. Civ. P. 12(b)(6) for an order dismissing Plaintiff's claims against them as set forth in Plaintiff's Amended Complaint. This motion is made to assist the Court in securing "the just, speedy, and inexpensive determination" of this action. Fed. R. Civ. P. 1. This motion is supported by the attached memorandum and all documents on file with this Court, and is made on the grounds that the Complaint fails to state claims against the State Defendant and is barred by qualified immunity, as more fully set forth in the attached memorandum. State Defendants respectfully ask that this Court grant this motion and dismiss all claims against them.

Dated this 30th day of October, 2023.

State of North Dakota
Drew H. Wrigley
Attorney General

By: /s/ Jane G. Sportiello
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